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YES

USCA5 2881

Question 2:

Did Gyro-Trac fail to comply with the 2003 Agreement?

Answer "Yes" or "No."

YES

If your answer to Question No. 1 or 2 is "yes," then answer Question No. 3. Otherwise do not answer Question 3.

Question 3

What sum of money, if any, if paid now in cash, would fairly and reasonably compensate Rowmec for its damages, if any, that resulted from Gyro-Trac's failure to comply or termination of the dealership without cause?

Consider the following elements of damages, if any, and none other.

Lost profits that, in reasonable probability, have been sustained from date of termination and will be sustained in the future.

Answer:

\$ 3,600,000.⁰⁰

Question 4:

Did Rowmec fail to comply with the 2003 Agreement?

Answer "Yes" or "No:"

NO